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Sent by civil list
Saltspring

Government Gazette

FOR THE COLONIES OF

VANCOUVER ISLAND AND BRITISH COLUMBIA.

PUBLISHED BY AUTHORITY.

No. 10.] VICTORIA, VANCOUVER ISLAND, SATURDAY, NOVEMBER 12, 1859. [PRICE 6D.

PUBLIC NOTICE.

I HEREBY GIVE NOTICE, that I shall, on or before the 30th day of November in this year, make out a list of all persons entitled to vote in the election of a Member to serve in the House of Assembly of Vancouver Island, for each of the hereafter named Districts, that is to say, for—

Victoria County District.
Victoria Town District.
Esquimalt and Metchosen County District.
Esquimalt Town District.
Nanaimo District.
Lake District.
Sooke Disrrict.
Saanich Distriet.
Salt Spring Island District, including the Settlement of Chemaynis,

In respect of property (or other qualification) situate within this District or Town; and all persons so entitled are hereby required to deliver or transmit to me, on or before the 23rd day of November, in this year, a claim in writing, containing the Christian name and surname, their place of abode, the nature of their qualification, the name of the street, lane or other like place wherein the property in respect of which they claim to vote, is situated, and each of such persons so claiming must also at the same time pay to me the sum of four shillings and two pence.

Persons omitting to deliver or transmit such claim or make such payment, will be excluded from the list of voters for this District (Town or City.)

N. B. Any false declaration is declared by law to be perjury; and any wilfully false claim a misdemeanor.

GEORGE W. HEATON,
Sheriff of Vancouver Island.

Sheriff's Office, Victoria, V. I.
9th Nov. 1859.

SUPREME COURT OF CIVIL JUSTICE OF VANCOUVER ISLAND.

A SESSION of this Court is appointed to be holden at the Court House in Victoria, on Monday, the fourteenth day of November next ensuing, at the hour of Ten in the forenoon.

n1-tc GEORGE W. HEATON.

POST OFFICE, VICTORIA, V. I.,
October 22, 1859.

THOSE MERCHANTS or residents who would desire the advantage of private boxes at the Post Office, available at all reasonable hours to the owners, and who would be willing to pay Ten Shillings per Quarter, finding their own locks in the first instance, are requested to subscribe their names at the Post Office or communicate their wish to me in writing, as I am desirous, in devising a new Post Office, to make provision for, if possible, affording the public a facility much approved of in New York and other American cities.

W. DRISCOLL GOSSET,
Acting P. M. General.

TENDERS are invited for BILLS in sums not less than £250, drawn on the LORDS COMMISSIONERS of Her Majesty's Treasury, London.

W. DRISCOLL GOSSET,
September 7th, 1859. Treasurer.

NEXT OF KIN.

PIERRE PRATT, Deceased. Information wanted as to the next of kin to Pierre Pratt, a supposed native of Aubenas, Department Ardeche, France, who was accidentally drowned whilst attempting to cross the river in a small canoe, about three-quarters of a mile above Cayoosh. Deceased had been working on the river.

Communications to be addressed to the Colonial Secretary, Victoria, Vancouver Island.

AN ACT

To increase the number of Representatives of the People of this Colony in the House of Assembly.

WHEREAS, the number of the inhabitants of this Colony has greatly spread and increased since the Proclamation of the 16th of June, 1856, under which the elections of the House of Assembly have been hitherto regulated, and some districts have increased in importance more than others, and it is therefore expedient, as well to give a right of representation to Districts hitherto not represented, as also to divide some of the present Electoral Districts into separate Districts.

Be it enacted, by the Governor, on Her Majesty's behalf, by and with the consent of the Legislative Council and Assembly.

I. So much and such parts of Victoria District as at present established, and also so much and such parts of Esquimalt and Metchosen Districts as at present established, and described in Schedule A, to this Act annexed, shall be and constitute separate Electoral Districts under the names of "Victoria Town District," and "Esquimalt Town District." The residue of Victoria District and Esquimalt and Metchosen Districts not included in the said Schedule A, shall continue to be Electoral Districts, and shall be respectively styled "Victoria County District," and "Esquimalt and Metchosin County District."

II. The parts of Vancouver's Island lying northward from Victoria, and included in Schedule B, to this Act annexed, shall respectively be and constitute new Electoral Districts, under the names of "Lake District," "Saanich District," and "Salt Spring Island District," including the "Settlement of Chemaynis."

III. The said several new Electoral Districts shall be respectively entitled to return the following number of members to represent them in the House of Assembly; that is to say:

Victoria Town District -	*Two Members.*
Esquimalt Town District -	*One Member.*
Lake District - - -	*One Member.*
Saanich District - - -	*One Member.*
Salt Spring Island District, including the Settlement of Chemaynis	*One Member.*

IV. This Act may be referred to in all legal documents as the "Representation Act, 1859."

SCHEDULE A.

That for the purposes of this Act, and for legal purposes generally, the said districts and towns be defined as follows:

Esquimalt Town District.—The tract of land abutting upon Village Bay in Esquimalt Harbor, originally sold as Suburban Lots.

Victoria Town District.—The tract of land included within the circumferance of a circle, whose centre is that marked "Central Point" on the Official Town Map, and of which the radius is three-fourths of a mile.

SCHEDULE B.

The District Boundaries.—Those marked on the Official Maps of the said districts.

Passed the Council Sept. 13th, 1859.

E. CRIDGE,
Hon. Sec.

Passed the House of Assembly, October, 7th, 1859.

JOSEPH PORTER,
Clerk of the House.

———o———

AN ACT

To make provision for the Registration of Voters, and for other purposes relating thereto.

WHEREAS it is expedient to declare and amend the regulations to be used in the Registration of Voters,

Therefore, Be it enacted, by the Governor, on Her Majesty's behalf, by and with the consent of the Legislative Council and Assembly, as follows:

I. It shall be lawful for His Excellency the Governor, to appoint a fit and proper person in each Electoral District, to be the returning officer therein, and also to appoint a fit and proper person to be the reviser of the list of voters in all the Electoral Districts.

II. No person shall hereafter vote at any election of a member or members to serve in the House of Assembly of Vancouver Island, excepting he be previously registered and retained upon the list of voters of the District or town in which he claims to vote.

In order to form such Lists of Voters, the Sheriff of Vancouver Island shall, and he is hereby authorized and empowered immediately after the passage of this Act, to publish in the official Gazette, and in various conspicuous situations in the several Districts or District Towns, or Town, in which an election of a member or members to serve in the House of Assembly shall be about to take place, a notice either printed or written, according to the Form numbered 1 in Schedule D, to this Act annexed, calling upon all persons who shall be entitled to vote at the election of a member or members to serve in the House of Assembly, in respect of any legal qualification situated within such District or Town, to transmit to the said Sheriff, within fourteen days next after the date of such publication, a notice of their claim as such voters, according to the Form marked 2, in

the said Schedule D, to this Act annexed, or to the like effect, such notice being signed by the claimant, who shall at the same time transmit or deliver to the aforesaid Sheriff the sum of Four Shillings and Two Pence, without which payment the claim shall not be registered. All notices of claim to vote shall immediately, upon the receipt thereof and payment made, be filed and preserved, and any person knowingly making any false declaration therein, shall be deemed guilty of perjury, or knowingly making any false claim be guilty of a misdemeanor, and upon conviction, punished accordingly: the Sheriff of Vancouver Island being hereby empowered to prosecute in such cases.

III. Within one week after the fourteen days allowed for claims to be transmitted or delivered shall have expired, the Sheriff aforesaid shall make or cause to be made out according to the Form numbered 3, in the Schedule D, to this Act annexed, alphabetical lists of all persons who shall have claimed as aforesaid, to be inserted in such lists as voters in the election of a member or members to serve in the House of Assembly of Vancouver Island for such District or Town; and in every such list so to be made by the Sheriff aforesaid, the christian and surname of every claimant shall be written at full length, together with the place of his abode, the nature of his qualification and the local or other description of such lands and tenements, as the same are respectively set forth in his claim to vote; and if the said Sheriff shall have reasonable cause to believe that any person so claiming as aforesaid, is not entitled to vote, he shall have power to add the words "objected to," opposite the name of every such person on the margin of such list, and shall sign the same. And shall cause a sufficient number of copies of such respective lists to be written or printed, and to be fixed in various public and conspicuous situations within the said Districts or Towns respectively, during the seven days next after date of such publication, the date of publication being attached to the list; and the said Sheriff shall likewise keep true copies of such lists signed by him, affixed on or near the door of his office in the Town of Victoria, to be perused by any person between the hours of 10 of the clock in the morning and 4 of the clock in the afternoon, during the fourteen days next after such lists shall have been ma[illegible]

IV. Any person whose name shall be upon the aforesaid lists of claimants to vote for any District or Town, may object to the name of any other person being retained upon the list; and every person so objecting (save and except the said Sheriff objecting in the manner hereinbefore mentioned,) shall on or before the expiration of fourteen days after the date of the publication of such lists, give or cause to be given, a notice in writing according to the form numbered 4, in the said Schedule D, to this Act annexed, or to the like effect, to the said Sheriff; and the person so objecting shall also on or before the expiration of the said fourteen days, give to the person objected to, or leave at his place of abode as described in such list, a notice in writing according to the Form numbered 5, in the said Schedule D, or to the like effect; and the Sheriff shall include the name of all persons so objected to in a list for each District or Town, according to the Form numbered 6, in the said Schedule D, and shall cause written or printed copies of such lists to be fixed in various conspicuous places in the District or Town to which they respectively refer, during the next ten days after such lists shall have been made, and shall likewise keep a true copy of such lists affixed upon or near to the door of his office in the Town of Victoria, between the hours of ten of the clock in the morning, and four of the clock in the afternoon, to be perused by any person during the ten days next after the day of publication.

V. On the day following the expiration of the ten days ordered for the publication of the lists of persons objected to, the Sheriff aforesaid, shall deliver (provided the day be not Sunday, or an established holiday,) the list of claimants first made out by the said Sheriff, and also the lists of persons objected to by the said Sheriff and other persons, together with the notices of claims and notices of objections hereinbefore ordered to be preserved, to the Reviser of the Lists of Voters appointed by the Governor, in order that the said Reviser may fix proper times and place or places, for holding his Court for the revision of such lists.

VI. All disputes respecting the qualifications of electors shall be decided by the Reviser, who shall have full power to summon and examine the parties and their witnesses, at such times and places in the Colony as he shall think fit, in the district in which the voter claims to vote, and to call for the production of and to examine all books and documents in the possession of any party complaining or complained against, and relating to the matter in dispute, and also with full power to tax and settle the amount of the costs of deciding such dispute, and to decide by which of the parties in dispute the said costs shall be borne. The said Reviser shall be paid for his services a certain sum, charge-

able against the income of the Colony. All questions of law decide by such Reviser may be carried on appeal to the Supreme Court of Civil Justice, for decision, but the Reviser's decision on matters of fact shall be final. Any such appeal must be brought within three months after the decision appealed against, or at the sittings of the said Supreme Court next ensuing the expiry of such period of three months. And notice of the intention to appeal must be given within twenty-four hours after the decision being made known.

All sums directed to be paid by the Reviser, may be recovered on application to a Justice of the Peace, in the same manner as if the same had been lawfully ordered to be paid by a previous order of such Justice.

VII. The lists of voters, when revised, shall be signed by the Reviser, who shall make or cause to be made out a duplicate copy, which duplicate copy shall also be signed by himself and witnessed by the Sheriff of Vancouver Island. The original copy shall be forthwith placed in a sealed envelope and delivered forthwith to the Governor, and the duplicate copy shall also be enclosed in a sealed envelope, and delivered to the Speaker of the House of Assembly, to be by him deposited among the records of the House; and the lists thus revised shall be the Lists of Voters for the Districts or Towns therein named, to be used at any election of a Member or Members of the House of Assembly to represent such District or Districts, Town or Towns, at any election which may take place before the end of the present year; and if any election shall be ordered in any District or Town for which lists of voters have not been made, such election shall not take place until lists of voters have been made according to the law now laid down.

VIII. The fees herein before ordered to be taken by the Sheriff aforesaid, shall be paid into the Colonial exchequer, and employed in assisting to liquidate the expenses attending the formation and revision of the lists of voters.

XI. Any person elected to serve in the House of Assembly of Vancouver Island, shall, previous to taking a seat in the said House of Assembly, deliver to the Speaker thereof the following declaration:

"I do solemnly and sincerely declare, that I have not myself, or knowingly through any agent or agents, person or persons, employed bribery or treating, or used any undue influence to procure my election as Member of the House of Assembly of Vancouver Island,"

And shall sign the same before the Speaker; any person refusing to sign the above declation shall not be allowed to sit or vote, but his election shall be null and void. and any person signing the aforesaid declaration, knowing the same to be false, shall be dismissed the House, and be incapable of sitting therein for ever, even though elected.

X. The provisions of this Act shall come into effect immediately on the passing thereof.

XI. This Act may be referred to in all legal documents as the "Registration of Voters Act, 1859."

SCHEDULE D.

No. 1.

Form of Notice of making out the Lists of Voters to be given by the Sheriff of Vancouver Island.

I hereby give notice, that I shall before the day of in this year, make out a list of all persons entitled to vote in the election of a Member (or Members), to serve in the House of Assembly of Vancouver Island, for the District of (City or Town) in respect of property (or other qualification), situate within this District (or Town), and all persons so entitled are hereby required to deliver or transmit to me, on or before the day of in this year, a claim in writing, containing the Christian name and surname, their place of abode, the nature of their qualification, the name of the street, lane or other like place wherein the property in respect of which they claim to vote, is situated, and each of such persons so claiming must also at the same time pay to me the sum of four shillings and two pence.

Persons omitting to deliver or transmit such claim or make such payment, will be excluded from the list of voters for this District (Town or City.)

N. B. Any false declaration is declared by law to be perjury; and any wilfully false claim a misdemeanor.

(Signed) J. T.
Sheriff,
of Vancouver Island.

No. 2.

Form of Notice of Claim to be given to the Sheriff.

I hereby give you notice, that I claim to be inserted in the list of voters for the District of (Town or City), and that the particulars of my place of abode and qualification are stated below, and I do further solemnly and sincerely declare, that I am a loyal British subject, and that I have resided at least four months in Vancouver Island.

(Signed) JOHN SMITH.

Place of Abode .....Thomas street.

Nature of Qualification Freehold Land, above Twenty acres.
(or if other qualification state the same.)

Where situate .....District of Victoria, and commonly known by the name "Smith's Folly."

No. 3.

The List of Persons claiming to be entitled to Vote in the Election of a Member (or Members) to serve in the House of Assembly, in respect of qualification situate within the District of.....(or town).

District of.....
.....to wit:

Christian and Surname of each Voter at full length.	Place of Abode.	Nature of Qualification.	Street, Lane, or other like place in this District (or Town) where the Property is situated, or name of Property.
John Adams.	Vancouver-street.	Fifty acres of Freehold Land.	East Road, Saanich District, commonly known by the name of "Paradise."
Bacon, William	Lake House, Lake District.	Occupation of a farm of the yearly value of not less than twelve Pounds	North Road, and is commonly known by the name of "Bacon's Folly."
Coon, Thomas	Yates-street.	House and land of value not less than £50.	Yates-street, on the property.
Forceps Scalpel.	Trinity-square.	Member of Royal College of Surgeons, &c., and having resided at least six months in Vancouver Island,	Trinity-square.

No. 4.

Form of Notice of Objection to be given to the Sheriff of Vancouver Island.

To the Sheriff
of Vancouver Island.

I hereby give you notice, That I object to the name of being retained in the list of votes for the District of

Dated the day of
in the year
(place of abode)

A. B.
Yates street.

No. 5.

Form of Notice of Objection to be served to parties inserted in the List of Voters.

To Mr.

I hereby give you notice, That I objett to your name being retained in the list of voters for the District of (or Town), and that you will be required to prove your qualification at the time of the revising of the said list.

Dated this day of
in the year
Place of abode

A. B.
(Yates street.)

No. 6.

Form of List of Persons objected to, to be published by the Sheriff of Vancouver Island.

The following Persons have been objected to as not being entitled to have their names retained in the List of Voters for the District of (or Town.)

Christian and Surname of each Person objected to.	Place of Abode.	Nature of Supposed Qualification.	Street, Lane, or other like place in this District, (or Town), where the Property or supposed qualification is situate; or name of Property.
John Adams,	Vancouver-street	Fifty Acres of Freehold Land.	East Road, Saanich District; and commonly known by the name of "Paradise."
Bacon, William	Lake House, Lake District	Occupation of a Farm, of the yearly value of not less than Twelve Pounds.	North Road, and is commonly known by the name of "Bacon's Folly."
Coon, Thomas	Yates-street	House and Land of value of not less than £50.	Yates-street.

Passed the Council Sept. 13th, 1859.
E. CRIDGE, *Hon. Sec.*
Passed the House of Assembly,
Oct. 7th, 1859,
JOSEPH PORTER, Clerk of the House.

AN ACT

To Remove Doubts as to the Law relating to the Interest of Money in the Colony of Vancouver Island, and its dependencies.

WHEREAS, doubts have arisen as to the legal rate of interest in the Colony, since the abolition of the Usury Laws in England, and it is expedient that such doubts should be removed,

Therefore, be it enacted, by the Governor on behalf of the Queen, by and with the advice and consent of the Legislative Council and House of Assembly, as follows:

That, the Act of Parliament made and passed in the seventeenth and eighteenth years of the reign of Her Majesty Queen Victoria, chapter ninety, and entitled "An Act to repeal the laws relating to Usury, and to the enrolment of Annuities," shall be taken as having been in full force and effect in Vancouver Island and its dependencies from the date thereof.

Passed the Council Oct. 26, 1859.
E. CRIDGE, Hon. Sec.
Passed the House of Assembly, October 29, 1859.
JOSEPH PORTER, Clerk of the House.

AN ACT

For the Protection of the Wooden Bridges in Vancouver Island and its Dependencies.

WHEREAS, it is expedient that persons should be prevented from injuring the Wooden Bridges in Vancouver Island and its Dependencies by riding or driving over them at a pace calculated to do injury to such Bridges,

Be it enacted, by the Governor, on Her Majesty's behalf, by and with the consent of the Legislative Council and Assembly,

That any person who shall hereafter ride, or drive any animal or vehicle over any Wooden Bridge or Causeway, in Vancouver Island, at a pace greater than a walking pace, shall be liable to a fine not exceeding £5; or in default of the payment of such fine, to an imprisonment for a term of not more than seven days, which fine may be recovered in a summary manner before any one of Her Majesty's Justices of the Peace.

Passed the Council 26th Oct., 1859.
E. CRIDGE, Hon. Sec.
Passed the House of Assembly Oct. 29, 1859.
JOSEPH PORTER, Clerk of the House.

AN ACT

To amend the Law relating to the Representation of Vancouver Island and its dependencies.

WHEREAS, it is expedient to amend the Law relating to the Representation of Vancouver Island and its dependencies.

Be it enacted, by the Governor, on Her Majesty's behalf, by and with the advice and consent of the Legislative Council and Assembly, as follows:—

QUALIFICATION OF VOTERS.

I. Every male British subject of full age, who shall have resided in Vancouver Island or its dependencies for a space of four calendar months, and shall at the time of election reside in Vancouver Island or its dependencies, and who shall be possessed of any one or more of the qualifications and under none of the disqualifications next hereinafter mentioned, shall be entitled to be registered and placed upon the list of voters for the purpose of voting at the election of members, or a member of the House of Assembly for any electoral district in the Colony of Vancouver Island.

QUALIFICATIONS.

I. Being a Surgeon, or Physician, possessing a Diploma from a chartered college in Great Britain, Ireland, or the colonies; or a Barrister, Solicitor, Attorney, Member of the Faculty of Advocates, or Writer to the Signet, qualified to practice as such in Great Britain, Ireland, or the colonies, or being a Graduate of some chartered university or college in Great Britain, Ireland, or the colonies, and exhibiting proof thereof.

2. Occupation at the time of, and for six calendar months next preceding the time at which he may claim so be registered in the lists of voters of real estate in this colony, at an actual rental of £12 per annum.

3. Possession in his own right at and for a period of three calendar months next preceding the time at which he may claim to be registered upon the lists of voters of any of the following estates and interests:—

a. Twenty acres or upwards of land situate in this colony, held for an estate of freehold,

b. An estate of freehold of the marketable value of £50, in any real estate situate in this colony.

c. One-fourth of the profits of a farm (20 acres of which are cleared and under cultivation) held by a person, actually in charge of the farm, who shall have been so in charge for twelve calendar months immediately preceding the time at which he may claim to be registered upon the lists of voters.

DISQUALIFICATIONS.

ALLEGIANCE TO A FOREIGN STATE.

1. Having taken the oath of allegiance to, or become the citizen or subject of any foreign state or nation, unless three months previously to the time at which he may claim to be registered in the lists of voters, he shall have taken the oath of allegiance to Her Majesty, her heirs and successors, before the Chief Justice of the Supreme Court of Vancouver Island.

2. All other persons who are disqualified from voting at elections in Great Britain.

MODE OF VOTING.

II. Persons qualified as aforesaid, shall be entitled to vote in the following districts, and in those only.

1. Where the qualification arises from being a Physician, Surgeon, Barrister, Solicitor, Attorney, Advocate, writer to the Signet, or Graduate, the voting shall be for the district, in which the voter permanently resides.

2. Where the qualification arises from occupation or the possession of an estate or interest aforesaid, the voting shall be in the district where the property is situate, in respect of which the right arises.

NUMBER OF VOTES.

III. Persons qualified as aforesaid, shall have as many votes as there are members to be returned for the particular district; but no person may tender more than one vote for any candidate, nor vote more than once; and a person entitled to vote as a Physician, Surgeon, Barrister, Solicitor, Attorney, writer to the Signet, or Graduate, shall not vote at the same election in either of the said capacities, for the same district in which he votes under a property qualification, and *vice versa*.

OPEN VOTING.

IV. No person shall be entitled to vote by proxy, or otherwise than by openly declaring his vote.

SAVING OF SEVERAL FRANCHISES.

V. Nothing herein contained shall abridge or take away the right of any person to vote in respect of several qualifications in several districts.

QUALIFICATION OF MEMBERS.

VI. Every male British subject of full age, if possessed of the qualification, and under none of the dis-

qualifications next hereinafter mentioned, shall be eligible to serve as a member in the House of Assembly for any electoral district in the colony.

QUALIFICATION.

FREEHOLD OF £300 VALUE.

1. Possession in his own right of real property in the colony for an estate of freehold to the value of £300 for three months previous to the day of election; and having been a resident therein for three months prior to the election.

DISQUALIFICATIONS.

MINISTER OF A RELIGIOUS DENOMINATION.

1. Being a Minister of any religious denomination.

2. Having taken the oath of allegiance to, or become the citizen or subject of any foreign state or nation, unless six months previously to his election he shall have taken the oath of allegiance to Her Majesty, her heirs and successors, before the Chief Justice of the Supreme Court of Vancouver Island.

RETURNING OFFICER OR REVISER.

3. Being at the time, or having filled the office of Returning officer or reviser of the lists of voters within the space of eighteen calendar months next preceeding the election at which he shall stand.

BANKRUPT OR INSOLVENT.

4. Being an insolvent debtor, or an uncertificated bankrupt. FELONY, BRIBERY, OUTLAWRY.

4. Having been convicted of a felony, or of bribery, at an election, or being outlawed in any suit.

ABSENCE.

VII. Absence from the colony for three months during the session of the House, without the leave of the House for that purpose obtained, shall *ipso facto* determine the membership of the member absent, and a new Writ for the electoral district which such absent member represented shall be immediately issued for the return of a new member in the place of such late member.

VIII. Every person tendering his vote at any election of a member of the House of Assembly, shall before voting take such of the three following oaths as he may be required by some other duly qualified voter.

1. I, (A. B.) do hereby swear that I am a British subject, born at (place of birth) and that I have never, taken the oath of allegiance to, or become the citizen of any foreign state or nation."

Provided always, that any voter called upon to take the oath lastly hereinbefore contained, may if he so choose in lieu thereof take the oath next hereinafter contained.

"I (A. B.) do hereby solemnly swear that I, on the day of before the Chief Justice of Vancouver Island, took the oath of allegiance to Her Majesty, her heirs and successors, and have not since that day taken the oath of allegiance to, or become the citizen of any foreign state or nation."

2. I, (A. B.) do hereby swear that I am the same (A. B.) who is registered upon the list of voters for the district of (C. D.) and that I am now possessed in my own right of (statement of qualification) in respect of which I have been put upon the list of registered voters.

3. I do solemnly swear that I have not received or been promised, or to my knowledge has any other person on my behalf or for my benefit, received or been promised any money, gift, advantage, place, or consideration for, or for the purpose of influencing the vote which I now tender.

IX. Every person being a candidate for election as a member, shall before the opening of the Poll, if called on so to do by some duly qualified voter, take the oath hereinbefore numbered 1, and also the following oath, or if the candidate be not present, the Returning officer shall, in writing forthwith inform the candidate or leave at his usual place of abode, the requisition of the said elector, and if not answered truly and definitely within twenty-four hours, his election, if it shall have taken place, shall be null and void.

I, (A. B.) do swear that I am possessed in my own right (statement of qualification.)

X. The Returning officer shall be the person to administer the said oaths, and any person knowingly making any false statement in the taking thereof, or of any of them, shall be guilty of perjury.

XI. In case any voter shall decline or neglect to take the oaths hereinbefore prescribed to be taken by a voter, the vote of such voter shall not be included by the Returning officer in making his return, and shall be null and void; and in case any candidate shall decline or neglect to take the oaths hereinbefore prescribed to be taken by a candidate at the time aforesaid, the Returning officer shall make his return as if such candidate had never gone to Poll, and the votes (if any,) recorded for such candidate shall be null and void.

XII. Any member of the House of Assembly accepting or obtaining any appointment or contract from, of, or under the Government, shall *ipso facto*, vacate his seat, and a new Writ shall immediately be issued for another election, but the member vacating shall be eligible for re-election.

XIII. The duties and observances of the Sheriff, Returning officer, and Poll clerks at elections in England, and the mode of conducting the elections there, shall hold good and be the same in Vancouver Island, subject always to the provisions of this Act, "the Registration of voters Act, 1859," and the "Representation Act, 1859;" excepting that there shall be one day only during which the Poll shall be taken in any district, and between the hours of eight of the clock in the morning and four of the clock in the afternoon of the same day.

XIV. The Returning officer shall make the "Return" to the Governor of Vancouver Island, or to some person duly authorized by him.

XV. The duration of the House of Assembly shall be for three years from the date of its first meeting, unless previously dissolved.

XVI. This Act may be cited for all purposes as the "Franchise Act, 1859."

Passed by the House of Assembly, Nov. 3rd, 1859.

JOSEPH PORTER, Clerk of the House.

Passed the Council, Nov. 3rd, 1859.

EDWARD CRIDGE, Hon. Sec. to the Council.

Public Advertisements.

READING ROOMS.

Yates-street over Messrs. Moore & Co.'s,

THE Committee of the Young Men's Christian Association, have pleasure in announcing to their friends and the public generally, that the above Rooms will be open every evening (Sundays excepted,) from 5 to 10 o'clock.

The Secretary will be in attendance every Tuesday and Friday evenings, from 8 to 10 o'clock, to enrol members and receive their subscriptions.

Subscriptions, six Shillings or one Dollar and a Half per Quarter.

November 4th, 1859. 1m n8

ROBERTSON STEWART & CO.,

COMMISSION MERCHANTS, Victoria, Vancouver Island. oc4-tc

GEO. T. SEYMOUR, Victoria. | OTIS S. PIERCE, San Francisco.

PIERCE & SEYMOUR,

North-west corner of Yates and Douglas streets, Victoria,

FURNITURE

DEALERS AND BEDDING MANUFACTURERS,

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